

PRIOR TO SB: 1186

Section 8299.05 of the government code The commission shall study and make reports to the Legislature on the following: 1. Issues re: compliance with state laws and Regulations 2. Whether public & private inspections program are meeting the needs of the business and disability communities 3. Whether existing training and Cont. Ed is suffice toward the education of Federal and State laws 4. Whether new Ed Codes should be enacted. The commission should act as an info center on the status of compliance. The commission shall coordinate with other state and local agencies re: uniformity and complete Regulations.

THIS STUDY SHALL BE COMPLETED BY January 1 2011.

SB: 1186 IMPACTS

Section 8299.05 of the government code is amended.

The commission **may recommend, develop, prepare or coordinate materials, projects or other activities, as appropriate, relating to any subject within its jurisdiction**

The commission shall provide, within its resources, info re:

1. Prevention and minimizing problems of compliance by education services, outreach efforts, hosting website guidance
2. Recommending programs to enable persons w/disabilities to obtain full and equal access to public facilities
3. Providing info as requested by the Legislature on disability access issues and compliance

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Section 8299.06 of the government code The commission as soon as practicable shall develop a master checklist for disability access compliance that may be use by building inspectors.

THIS SHALL BE COMPLETED BY January 1 2010.

SB: 1186 IMPACTS

Section 8299.06 of the government code is repealed.
Added to .06

A priority of the commission shall be the development and dissemination of educational materials to promote and facilitate disability access compliance.

b...shall work with other state agencies, including State Architect and Dept. of Rehabilitation to develop educational materials for use by businesses to understand its compliance obligations

c ...shall develop and make available on it Internet Website or work with other agency to develop toolkits or educational modules that would educate businesses The commission d.
d...post on it website educational materials and information that will assist building owner, tenants, building officials access law requirements

e....shall coordinate with other state agencies and local building department to ensure information uniformity

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Section 8299.07 of the government code The commission shall study the operation of Sec 55.54 of the Civil Code to assess whether it is operating to achieve its desired goal of reducing unnecessary civil actions. The commission shall report its findings and any recommendations no later than July 2014 and no earlier than July 1 2013.

SB: 1186 IMPACTS

Section 8299.07 of the government code is repealed.

Added to .07

The commission ON OR BEFORE APRIL 15 2013 SHALL REPORT to the Legislature, and to the Chairs of the Senate and Assembly Committees on Judiciary of its activities and efforts since the commission was established to implement sect .05 and .06 prior to the amendments and repeals. COMMENCING IN 2014, the commission shall report on or before JANUARY 31ST and annually thereafter to the Legislature and to the Chairs of the Senate and Assembly Committees on Judiciary

The commission shall provide, within its resources, info re:

1. Prevention and minimizing problems of compliance by education services, outreach efforts, hosting website guidance
2. Recommending programs to enable persons w/disabilities to obtain full and equal access to public facilities
3. Providing info as requested by the Legislature on disability access issues and compliance

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Section 8299.08 of the government code The commission shall study the operation of Sec 55.54 of the Civil Code to assess whether it is operating to achieve its desired goal of reducing unnecessary civil actions. The commission shall report its findings and any recommendations no later than July 2014 and no earlier than July 1 2013.

SB: 1186 IMPACTS

Section 8299.08 of the government code is repealed.

Added to .08

The commission shall compile and post the information on the website the following data with respect to any demand letter or complaint sent to the commission. Periodically, but not less than every six months beginning JULY 31, 2013

A...Shall identify the various types of construction-related physical access violations alleged in the demand letters and shall tabulate the number of claims alleged for each type of violation. For the purposes of subdivision, any demand for money letters shall be grouped as demand letters

B... Periodically, but not less than every 6 mos. Beginning JULY 31,2013 post on its website a list, by type, of the 10 most frequent types of accessibility alleged violations

C...Shall quarterly identify and tabulate the number of demand letters and complaints filed in state or federal court.

D...COMMENCING IN 2014, Shall make an annual report to the Legislature of the tabulation of data

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Section 8299.09 of the government code with respect to its duties, the commission shall be an advisory commission only, and there shall be no right or obligation on the part of the state to implement the findings of the commission without further legislation that specifically authorizes that the evaluations, determinations, and findings of the commission be implemented.

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Section 8299.10 of the government code the commission shall hire staff or contract fro those experts or technical and professional services that may be required for the completion of any task authorized or study required by this chapter.

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Section 8299.11 of the government code this chapter shall not be implemented and shall not remain operative unless funds are appropriated for the purpose by the Legislature in the annual Budge Act or another statute.

SB: 1186 IMPACTS

Section 8299.09 of the government code is not impacted

Section 8299.10 of the government code is not impacted

Section 8299.11 of the government code is not impacted